

House Bill 966

By: Representatives Millar of the 79<sup>th</sup>, Lindsey of the 54<sup>th</sup>, Dickson of the 6<sup>th</sup>, Levitas of the 82<sup>nd</sup>, and Cox of the 102<sup>nd</sup>

A BILL TO BE ENTITLED  
AN ACT

To amend Article 34 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to intradistrict transfers, so as to provide that permanent classroom space shall not include temporary buildings, portable units, or trailers for purposes of intradistrict transfers between schools; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 34 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to intradistrict transfers, is amended by revising Code Section 20-2-2131, relating to requirements for intradistrict transfers between schools, as follows:

"20-2-2131.

(a)(1) Beginning in school year 2009-2010, the parent of a student enrolled in a public elementary or secondary school in this state may elect to enroll such student in a public school that is located within the school system in which the student resides other than the one to which the student has been assigned by the local board of education if such school has permanent classroom space available after its assigned students have been enrolled.

The parent shall assume the responsibility and cost of transportation of the student to and from the school. For purposes of this Code section, permanent classroom space shall not include temporary buildings, portable units, or trailers.

(2) No later than July 1, 2009, each local school system shall establish a universal, streamlined process available to all students to implement the transfer requirements of paragraph (1) of this subsection.

(3) A student who transfers to another school pursuant to this subsection may, at his or her election, continue to attend such school until the student completes all grades of the school.

(4) This subsection shall not be construed to affect any student currently attending a school other than the school to which the student has been assigned by the local board of education pursuant to a transfer authorized under the federal No Child Left Behind Act (P.L. 107-110).

(b) The department shall establish a model universal, streamlined process to implement the transfer provisions of this Code section. Each local board of education shall adopt a universal, streamlined transfer process that includes, at a minimum, such state model. Such local process shall include a deadline for submitting transfer requests.

(c) Each local school system shall annually notify prior to each school year the parents of each student by letter, electronic means, or by such other reasonable means in a timely manner of the options available to the parent under this article.

(d) The local school system shall notify parents by July 1 of each year which schools have available permanent classroom space and to which of these schools parents may choose to request a transfer for their children.

(e) This Code section shall not apply to charter schools.

(f) This Code section shall not apply to newly opened schools with available permanent classroom space for a period of four years after the school opens."

## SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.